

F.C.A. §661  
S.C.P.A. §§ 1707, 1726

Form 6-9  
(Order Appointing Standby  
Guardian of a Person)  
1/2026

At a term of the Family Court of the  
State of New York, held in and for the  
County of \_\_\_\_\_,  
at \_\_\_\_\_ New York  
on \_\_\_\_\_, \_\_\_\_\_.

P R E S E N T:  
Hon.

\_\_\_\_\_  
Proceedings for the Appointment of  
a Standby Guardian of the Person  
of

Docket No.

ORDER APPOINTING  
STANDBY GUARDIAN  
OF THE PERSON

\_\_\_\_\_, A Minor

Upon reviewing the petition, duly verified on [specify date]: \_\_\_\_\_, \_\_\_\_\_, applying for the appointment of a Standby Guardian of the person of the above-named child; and it appearing that the Petitioner [check applicable box]:  suffers from a progressively chronic or fatal illness, or  may become subject to an administrative separation, as defined in section 1726 of the Surrogate's Court Procedure Act; and that the interests of the child will be promoted by the appointment of a Standby Guardian of his or her person; and that [specify name of Standby Guardian]: \_\_\_\_\_ is in all respects competent to act as such Standby Guardian;

**[Required in ALL cases; check applicable boxes and attach General Form GF-32, if applicable]:**

And the Court having inquired as to whether the child may be a Native-American child who may be subject to the *Indian Child Welfare Act of 1978* [25 U.S.C. 1901-1963], subject to the ultimate determination by the tribe or nation, the Court has determined the following:

A.  the Court has reason to believe that the child may be subject to the *Indian Child Welfare Act of 1978* [25 U.S.C. 1901-1963], subject to the ultimate determination by the tribe or nation;

And the following having been duly notified [check applicable box(es)]:

parent/custodian       tribe/nation [REQUIRED]

United States Secretary of the Interior [REQUIRED if tribal contact undetermined];

And the tribe/nation having:  appeared and participated as a party;

appeared and declined to assume jurisdiction;

appeared and requested transfer of jurisdiction, which was  granted  denied;

not appeared;

And the required findings of fact and conclusions of law having been made pursuant to the

*Indian Child Welfare Act* and **General Form GF-32** having been attached in an Addendum to this Order.

**OR**

**B.**  the Court does not have reason to believe that the child may be subject to the *Indian Child Welfare Act of 1978* [25 U.S.C. 1901-1963].

IT IS HEREBY ORDERED that [specify]: \_\_\_\_\_ is appointed Standby Guardian of the person of the child, whose authority shall be effective upon receipt of [check applicable box]:  a determination of Petitioner's incapacity  the certificate of Petitioner's death  
 a determination of Petitioner's incapacity or certificate of Petitioner's death, whichever occurs first  
 documentation of Petitioner's administrative separation and consent, as provided in S,C,P.A., §1726(7).

ORDERED that the authority of the Standby Guardian may also be effective earlier upon submission of the Petitioner's written consent pursuant to Section 1726(3) of the Surrogate's Court Procedure Act.

AND IT IS FURTHER ORDERED that \_\_\_\_\_ ).

ENTER

\_\_\_\_\_  
JUDGE OF THE FAMILY COURT

Dated: \_\_\_\_\_, \_\_\_\_\_.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OR ELECTRONIC TRANSMISSION OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

**Check applicable box:**

Order mailed or electronically transmitted on [specify date(s) and to whom sent]: \_\_\_\_\_

Order received in court on [specify date(s) and to whom sent]: \_\_\_\_\_